



61575-1025

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor, I hereby declare that:

My residence, mailing address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled **TECHNIQUE FOR DELIVERING NETWORK PERSONAL VIDEO RECORDER SERVICE AND BROADCAST PROGRAMMING SERVICE OVER A COMMUNICATIONS NETWORK** the specification of which:

[X] was filed on August 18, 2003 as application Serial No. 10/643,111.

**PCT Filed Application Entering National Stage**

[ ] was described and claimed in International Application No. \_\_\_\_\_ filed on \_\_\_\_\_ and as amended on \_\_\_\_\_.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, specifically referred to in this oath or declaration.

I acknowledge the duty to disclose all information known to me which is material to patentability as defined in Title 37, Code of Federal Regulations, 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

None

I hereby claim the benefit under Title 35, United States Code, 120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, 112, I acknowledge the duty to disclose all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application:

10/302,550, filed November 22, 2002

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statement may

jeopardize the validity of the application or any patent issued thereon.

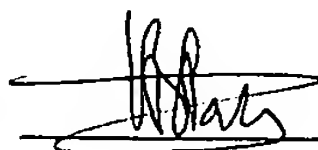
I hereby appoint the following attorney(s) with full power of substitution and revocation, to prosecute said application, to make alterations and amendments therein, to receive the patent, and to transact all business in the Patent and Trademark Office connected therewith:

Alex L. Yip (Reg. No. 34,759)

Please address all correspondence to Alex L. Yip, Kaye Scholer LLP, 425 Park Avenue, New York, N.Y. 10022, and direct all telephone calls to Alex L. Yip at (212) 836-7363.

Full name of first joint inventor: Vipul B. Patel

Inventor's signature



Date

12/9/03

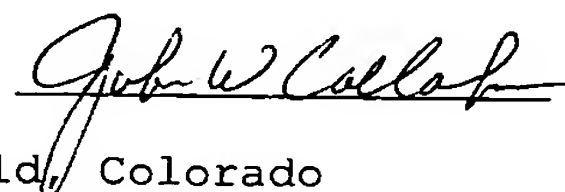
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Full name of second joint inventor: John W. Callahan

Inventor's signature



Date

10/9/03

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